

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.23175 of 2023
Date of decision: 31st July, 2023

Rinku Rana

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sagar Sharma, Advocate for the petitioner.
Mr. Subhash Godara, Addl. Advocate General, Punjab
for the respondent/State.
Mr. Basant Sharma, Advocate for
Mr. D.S. Malwai, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.181 dated 17.07.2022 for the offences under Section 420 IPC (Section 406 IPC added later on) registered at Police Station Gobindgarh Mandi, Fatehgarh Sahib.

2. On the last date of hearing, i.e. 08.05.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in

the case in hand; being an employee of the complainant, petitioner had borrowed an amount of Rs.10 lakhs for his personal use, which he was unable to return on account of death of his father and there was no business dealing between the parties as had been alleged in the FIR in question.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 08.05.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Sukhwinder Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 08.05.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

July 31, 2023
rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No